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HOWARD RECORDS OF HARLAN COUNTY KENTUCKY

REVOLUTIONARY WAR SOLDIERS AND EASTERN CHEROKEE

INDIANS

COMPILED BY ANNIE WALKER BURNS
PO BOX 6183 APEX STATION
WASHINGTON, D C

PUBLISHED BY

LUCINDA HOWARD WALKER
609 G. STREET S. E.
WASHINGTON, D.C.

Sir: I hereby make application for such share as
as may be due me of the fund appropriated by the Act of Congress
approved June 30 1906, in accordance with the decree of the
Court of claims of May 18, 1905(5) and May 28 1906, in favor
of the Eastern Cherokees. The evidence of identify x is
herewith subjoined.

NOTE: Answers to all questions should be short but
complete, if you can not answer, so state.

State full name: WILSON HOWARD, (no indian name)

Residence and post office; Lambric, Kentucky. County of
Breathitt, Kentucky, age 59 years past, born Dec 26, 1847 in
Breathitt county Ky. I am married. Name of present wife
NEELES age about 37, former wife Nancy Arnwage: or Annvage?
about 61 -60

Names of all his children:

1. John M Howard age 38 past born 1-29-1869
2. George D. Howard age 36 born June 1871
3. Robert Howard, age 33 born Oct 1873
4. x Frank Howard age 32 past born June 1875
5. Bell Napier age 29 years past Aug 1878
6. Branch Howard age 25 past b April 1882
7. Mallie Balding 20 past ~~xxx~~ Oct 1887
8. Charles Howard 18 past May 30 1889
9. Sadie Howard 15 past Apr 11 1892
10. Mollie Howard 13 Jan 13 1892-- 1894
11. Bryan Howard 10 Nov 16 1896
12. Lee Howard 10 past Nov 16 1896
13. Gorbee Howard age 1 b Feb 17 1900
14. Celia Howard 6 past b June 16 1901
15. Susie Howard 3 past b July 14 1904

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--- Give names of your father and mother:

George Howard (no indian name)

mother Elizabeth Howard, maiden name Elizabeth Barnett.

They were born ; father born Breathitt Co Ky

mother born Floyd County Ky.

They resided in 1851 father in Breathitt Co Ky

mother resided Breathitt Co Ky

Date of death of your father and mother: father 1873 Oct 3
mother July 24 1898

GIVE NAMES OF ALL YOUR BROTHERS AND SISTERS:

Polly A Mann born 1849 at Lambric Ky

Sylvester Howard 1852 at White Oak Ky

Minerva Mann b 1856 Mountain Ky

Leander Howard 1854 at Jackson Ky

Trabue Howard 1859 died 1888 or 1889

Margaret Stephens 1861 White Oak Ky

STATE ENGLISH AND INDIAN NAMES OF YOUR GRAND PARENT

PARENTS: ON FATHER'S SIDE WAS WILLIAM HOWARD and

Mally (SALYER) HOWARD on mother's side was Wilson Barnett

and Polly Barnett (not of indian blood)

Barnett was born in Floyd county Ky. Mally Howard,

informed that Wm Howard was born in North Carolina.

They resided 1851 in Breathitt Co Ky
 NAMES OF ALL THEIR CHILDREN ARE: that is children of Wm Howard
 and Mally Salyer Howard.

1. Sally first married Carpenter Hill Morgan
2. Rhoda Mann
- 3 Benjamin Howard
- Linda Mann or Allen
- Elizabeth Marshall
- John Howard
- George Howard
8. Nancy first married Carpenter
then McDaniel
9. Jennie Carpenter
10. Riley Howard, Lambrie Ky
- 11 Andrew Howard, Swampton Ky

His grand parents back to 1835 were given above
 but understand that Wm Howard's father was named Thomas
 Howard and his wife and mother of Wm was a Cherokee Indian
 woman.--- Never knew Thomas Howard or his wife's statement
 as to relationship made from information. This case was
 REJECTED. Claims through same source as No 38095.

* * * *****

BUD HOWARD , residence Vernon Tenn, Monroe County
 age 58 born 1849 in Blount Co Tenn and is not married.
 Give names of your father and Mother:

Frank Howard and Mira Howard. maiden name of mother
 was Mira Howard. Father born in North Carolina, and mother
 born in Blount Co Tenn. This case was rejected
 claimant and parents held as slaves, see application

Give names of your brothers and sisters:

Harrison Howard b 1840 died 1891
 Isabella " b 1842 died about 1866 or 67
 Nancy b 1844 about 1877
 Dallas McGhee b 1851 died 1906
 Mina or Mira Howard b 1853 died 1887
 Robert b 1855 died 1890
 George Howard b 1857 died 1903
 Manerva McGhee 1860 1860

Grand parents on both sides were
 Isaac and Ibbey Howard and on mother's side George and Sallie
 Howard (there are some more data here but as they were
 held as slaves I will omit same)

* * * * *

ROBERT HOWARD of Decoy Ky, Breathitt County
 age 59 past, born in - place not known.- as to date
 but was born in Breathitt Co Ky. And is married to
 Martha Allen Howard age 54 past, but she is not of indian
 blood. NAME OF ALL HIS CHILDREN WHO WERE LIVING AMY 28,1906

1. Morgan Howard, age 40 past, born Jan 9 1867
2. Haley Howard age 37 past born Nov 2 1869
- 3 Rosanna Howard, age 36 past, born June 13 1871
- 4, Margaret Howard, age 34 past, born April 16 1873
- 5 Ira Howard age 32 past, born March 12 1875
- 6, Viney Howard age 29 past, born Sept 17 1877
- 7 Rueben Howard age 28 past, born March 19 1879
- 8 Joseph Howard 20 past born Jan 15 1887

GIVE NAMES OF YOUR FATHER AND MOTHER:

EASTERN CHEROKEE INDIAN APPLICATIONS:

No 38944 CLAIM REJECTED, thru same source as No 38095
 Name of father was Greenville Howard, mother was Margaret
 Howard, maiden name of mother Margaret Allen

Where were they born:

I think in HARLAN COUNTY - not know certainly
 mother; I think in Breathitt dont know exactly

WHERE DID THEY RESIDE 1851;

father in Breathitt County now in Knott County

Mother in Breathitt Co Ky, now in Knott county territory.

Date of death of your parents;

father; dont know in absence of record before me
 mother "

Were they ever enrolled for money , annuities, land or other
 benefits, if so state when and where;

Never that I know or heard of.

GIVE NAMES OF YOUR BROTHERS AND SISTERS:

1. Morgan Howard, born - dont know or when died
2. Wm Howard, lives Carter Co Ky. dont know date born
3. Martin Howard, dont know
4. James Howard, dont know
5. Francis Howard Wadkins, dont know
6. Daniel Howard, Prestonsburg Ky, dont know birth date
- 7 John Howard, Michigan, dont know post office
- 8 Elizabeth Howard Shepherd, dont know birth
- 9 Ira Howard, at Decoy Ky dont know birth
- 10 Susanna Wiseman, Lambrie Ky - dont know
- 11 Lewis Howard, dead - dates unknown
- 12 Green W Howard, Lambrie Ky dont know birth
- 13 Jasper Howard, dont know.

STATE ENGLISH AND INDIAN NAMES OF YOUR

GRAND PARENTS:

On father's side JAMES HOWARD

AND BETTY HOWARD (I think)

on mother's side

William Allen (I think)

dont know her maiden name

WHERE DID THEY RESIDE 1851 ; IF F LIVING WERE

RESIDING IN BREATHITT COUNTY KY

GIVE NAMES OF ALL THEIR CHILDREN and residence if possible
 children of James and Betty Howard:

1. James Howard, dead
2. :Preston Howard, dead
3. Elizabeth Bradley, dead
4. dont recollect any others except Ruth Owens

His ancestors back to 1835 states:

I can give no further than as above except that JAMES HOWARD
 WAS A SON OF THOMAS AND THOMAS'S WIFE AND MOTHER OF
 JAMES WAS A CHEROKEE INDIAN WHOSE NAME I NEVER KNEW.

THIS APPLICATION WAS MADE 1907

Rejected No 38943

Claims through same source as 38095

GREEN WHITTEN HOWARD, at Lambric Ky, & Breathitt Co Ky
age about 48 born 1859 in Breathitt Co Ky

and is married to REBECCA HOWARD age 50 past, first wife dead.
who belonged to Cherokee tribe of indians.

NAME ALL YOUR CHILDREN WHO WERE LIVING MAY 28

1906;

Robert H Howard age 28 born Jan 19 1879

Sylvana Howard Allen age 26, born March 28 1881

Victoria Howard, age 24 born Apr 10 1883

Margaret Howard Dailoy or Bailey age 22 b June 8 1885

Golson Howard, age 17 born March 7 ~~1882~~ 1890

Leak Howard 14 born Dec 27 1892

Laile ? Howard 13 b Feb 7 1894

GIVE NAMES OF YOUR PARENTS:

GREENVILLE HOWARD FATHER

MOTHER: MARGARET HOWARD, MAIDEN NAME MARGARET ALLEN

WHERE WERE THEY BORN.

FATHER: DONT KNOW ALWAYS HEARD IN HARLAN COUNTY KENTUCKY

MOTHER: DONT KNOW UNDERSTOOD IN BREATHITT CO KY

WHERE DID THEY RESIDE 1851: father in Breathitt Co Ky
mother also in Breathitt Co Ky

Death of parents - dont know in absence of record

NAME ALL YOUR BROTHERS AND SISTERS: AGE AND RESIDENCE:

Morgan Howard

William Howard, Limestone Ky

Martin Howard

James Howard

Francis Howard Wadkins

Daniel Howard, Prestonsburg Ky

John Howard, Belding Michigan

Elizabeth Howard Sheppard

Ira Howard, ~~xx~~ Hippe

Susanna Wiseman at Lambric Ky

Lewis Howard

Robert Howard at Decoy Ky

Jasper Howard

STATE ENGLISH AND INDIAN NAMES OF YOUR GRANDPARENTS:

James Howard, and Betty Howard.

mother's side was William Allen and Katie

Allen. WHERE DID THEY RESIDE 1851? IF LIVING RESIDENCE

WAS PROBABLY IN BREATHITT CO KY

Give names of all their children:

CHILDREN OF JAMES AND BETTY ~~xxx~~ BETTY HOWARD:

James Howard, dead, Preston Howard, dead,

Elizabeth Bradley dead, Ruth Ownes dead, Ibbie Wavis ?dead

And ancestors back to 1835 understood that

James Howard's father was Thomas Howard and wife of Thomas's

mother of James was a cherokee indian and that James Howard

wife was also a cherokee indian, --- ALL KNOWLEDGE DERIVED
FROM FAMILY.

EASTERN CHEROKEE INDIAN APPLICATION: Rejected case
 # 38098 ALEX HOWARD, of Lambric Ky, Breathitt county
 age 46 born 7 Feb 1861. in Breathitt Co Ky
 and is married to Lyda Howard age 49.

Name of all his children:

EVA HOWARD age 22 1835
 Clay Howard age 17 born 1880
 Derilda Howard age 15, born 1882
 Lija Howard 13 born 1884
 Isaac Howard 9 born 1898
 & Bob Howard 6 born 1901
 Charlie Howard 2 born 1905

GIVE NAMES OF YOUR PARENTS:

SAM HOWARD, mother Annie Howard, nee ANNIE CARPENTER
 FATHER SAM HOWARD

MOTHER ANNIE CARPENTER,

Where were they born, - dont know where father was born
 mother was born in Breathitt Co Ky

They resided in Breathitt Co Ky 1851

Name all your brothers and sisters:

Sally Howard,
 John Howard
 Calvin Howard
 Gardner Howard
 Jackson Howard of Lambrice Ky
 Angeline Miller,
 Delany Mann
 Harris Howard
 Eliza Mann

STATE ENGLISH AND INDIAN NAMES OF YOUR GRANDPARENTS

WILLIAM HOWARD on father's side
 Molly Salyers Howard

mother's side

John Carpenter and dont know name of grandmother
 They resided 1851 in Breathitt Co Ky

GIVE NAMES OF ALL THEIR CHILDREN, if possible,

SALLY FIRST MARRIED A CARPENTER then Morgan
 Rhoda Mann, Benjamin Howard, Linda Allen
 Elizabeth Marshall, John Howard, George Howard
 Nancy first married Carpenter, then McDaniel
 Jennie Carpenter Riley Howard, at Lambrice Ky
 Andrew Howard, Swaneplain Ky

DO YOU KNOW NAME OF WILLIAM HOWARD'S FATHER except
 have heard it was Thomas Howard, never head his wife's name

EASTERN CHEROKEE INDIANS APPLICATIONS NO 38099 rejected
 RILEY HOWARD RESIDENCE LAMBRIC KY claims through same
 source as No 38095

STATED HE WAS ABOUT AGE 84

which was in 1907 and that he was born in MAGOFFIN COUNTY
 KENTUCKY and is married to Prudie second wife, first wife
 dead) she was age 50.

NAME ALL YOUR CHILDREN: WHO WERE LIVING ON MAY 28, 1906
 (1906)

ELLIOTT HOWARD age 52

Vina Smith age 50

Polly Ann ~~Sp~~ Simmes 48

Eliza Mann or Maine age 46

GIVE NAMES OF YOUR PARENTS:

FATHER WAS WILLIAM HOWARD:

MOTHER WAS MOLLY HOWARD whose maiden name was
 Mally or Molly Salyers.

Father was born in North Carolina,
 dont know whether mother was born

WHERE DID THEY RESIDE 1851;

father in Breathitt Co Ky, mother also in Breathitt
 father died Apr 6 1868 I think
 mother about Feb 1868

NAME ALL YOUR BROTHERS AND SISTERS;

Sally first married Carpenter, then Morgan
 Rhoda Mann

Benjamin Howard

Linda Allen

Elizabeth Marshall

John Howard

Green Howard

Nancy first married Carpenter, then McDaniel

Jennie Carpenter

Andrew Howard at Swampton Ky

STATE NAMES OF YOUR GRAND PARENTS ON BOTH SIDES

FATHER: THOMAS HOWARD, dont know grandmother's name
 no indian relation on mother's side.

WHERE DID THEY RESIDE 1851, dont know.

Give names of all their children: ALL DEAD

THEIR NAMES WERE JAMES : WILLIAM: CELIA: THOMAS: MOSES:
 JULIDA AND ELIZABETH.

States his father claimed his mother to be
 an indian woman of the Cherokee x triba.

JAMES HOWARD For share of money appropriated for the Eastern Cherokee Indians by the Act of Congress approved June 30, 1906, in accordance with the decree of the Court of Claims of May 18, 1905, and May 28, 1906. He had four children,

Residence Dayton, Ky brother of No 42249 and claims
or Ivyton

thru same source. He resided post office Ivyton, Magoffin County Ky, and was age 36 when he applied in 1907.

He was born in Breathitt County Ky, and is married to Jane Reams age 32 and belongs to the Cherokee tribe.

Name all your children, who were living May 28 1906

John Howard, Green Howard, Mary Howard and Betty Howard.

GIVE NAMES OF YOUR FATHER AND MOTHER:

SAM HOWARD AND mother Mary Howard, maiden name was

MARY WALKER. ~~They were~~ born in Harlan Co Ky
he was/

mother was born In Perry County Ky.

They resided 1851 in the following; father resided in Breathitt Co Ky 1851, and mother resided in Breathitt Co Ky 1851.

Father died April 13 1880, mother still living 1907.

NAME ALL YOUR BROTHERS AND SISTERS:

ALEX: SUSAN: POLLY : AMANDA: NANCY: RANEY: JOHN: LOLA: AND GREEN.

GIVE NAMES OF YOUR GRAND PARENTS ON BOTH SIDES:

FATHER'S SIDE WAS NED HOWARD AND dont know mothers side

EASTERN CHEROKEE APPLICATIONS

- a e 3

No 42249 of Susan Risner, and 1 child, of Ivyton, Ky,
Action Rejected.

Neither applicant nor ancestors ever enrolled does not
establish fact of descent from a person who was a party to the
treaty of 1835 or 1836, - grand parents through whom claim
is made born in VIRGINIA. Prior to 1835 (see letter).
Susan Risner or Risner

residence Ivyton, Magoffin county, Ky. Age 46, born 1861
in Breathitt Co Ky, and is married to Johnson Risner, age 50
who belongs to the Cherokees.

Name all your children who were living on May 28 1906.

LEE RISNER AGE 26 born 1881

Leslie Risner 24 born 1883

Jane Risner age 29 born 1878

Maude Risner age 18 born 1889

GIVE NAMES OF YOUR PARENTS:

FATHER Sam Howard, cherokee indian

mother; Mary Howard, maiden name (MARY WALKER)

WHERE WERE THEY BORN?

FATHER WAS BORN IN HARLAN COUNTY KENTUCKY

MOTHER WAS BORN IN PERRY COUNTY KENTUCKY

FATHER WAS LIVING IN BREATHITT COUNTY KY IN 1851

Mother was also living in Breathitt Co Ky 1851

Father died April 18 1880

Mother was yet living in 1910 when this was filed.

WERE THEY EVER ENROLLED FOR MONEY, ANNUITIES, LAND OR
OTHER BENEFITS: THEY WERE NEVER ENROLLED.

NAME ALL YOUR BROTHERS AND SISTERS

ALEX. HOWARD

JAS HOWARD

POLLY HOWARD

MAUDE HOWARD

(CANNOT GIVE EXACT DATES AS TO BIRTH AND DEATH.

STATE ENGLISH AND INDIAN NAME OF YOUR GRAND PARENTS: ON

BOTH FATHER AND MOTHER's side:

NED HOWARD GRAND FATHER AND JUDA HOWARD GRAND MOTHER'S SIDE

THEY WERE BORN IN NORTH CAROLINA.

GIVE NAMES OF ALL THEIR CHILDREN:

CAGE HOWARD

SUSAN HOWARD.

SUSAN RISNER SIGNED BY HER X MARK

28 Aug 1907

---A letter from Special Commissioner of the court of Claims
Eastern Cherokee Enrollment, 601 Ouray Building, Washington
D C Sept 15 1908.

to Susan Risner, Ivyton Ky

Madam: Relative to your application for participation in the
Eastern Cherokee funds, you are requested to send this Office
Full and complete answers to the enclosed list of question.

Please be prompt and refer in your reply to No 42249

signed Very respectfully

Hiopm ,o;er

Stacca; Cp,,ossopmer.

ANSWER FULLY THE FOLLOWING QUESTIONS,

1. Give your name, age and postoffice address

Susan Risner age 47 PO Ivyton, Ky.

No 2. Do you claim your cherokee indian blood through your father or your mother?

Answer Through my father.

No 3. Give date of death of the parent thro whom you claim and state how old he or she was at that time.

Was he or she recognized as a white person, Indian, or negro in the community in which he or she resided. At the time the parent through whom you claim was born, were your grand parents on that side living with the white people or the indians?

Answer 3. Apr 18 1880 do not know how old he was at that time. He was recognized as a Cherokee Indian. I think they were living with the Indians.

No. 4

Give the name and place of birth of the grand parents through whom you claim. State whether he or she lived with the Indians or white people, and whether he or she was recognized as a white person, an Indian, or a negro in the community in which he or she resided.

Answer No 4 IN HARLAN COUNTY (SHE SAID VIRGINIA, but she means Ky) as there is no county by this name in Va, but this county adjoins Lee Co & Va)

lived with the Indians they were recognized as indians.

No 5. Did the parent and grand parents through whom you claim ever receive any money or land from the Government on account of having indian ~~hans~~ blood?

5 answer. No.

No 6 Were ~~my~~ any of your ancestors ever enrolled? If so state where and with what tribe.

No 6 answer Not that I know of.

No. 7 Did the parent through whom you claim or any of your ancestors ever take part in any Cherokee tribal proceedings? Did they vote with the white people?

No 7 answer. I do not know whether my parents or grand parents took any part in any Cherokee tribal proceedings. They voted with the white people.

No 8 Where were the parent and grand parents through whom you claim living at the time the Indians were driven West? Did your parents or grand parents go with them? If not, state why

No 8 answer. In BREATHITT COUNTY KENTUCKY
MY PARENTS AND GRAND PARENTS DID NOT GO WITH THEM FROM ~~KE~~
REASON AND MARRIAGE WITH THE WHITE PEOPLE

NO 9. If your parents or grand parents were slaves, state whether slaves of Indians or white people.

9 ans. They was not slaves.

No 10 Please indicate clearly and fully your reasons for thinking that you are a Cherokee Indian by blood.

No 10 answer. My father Sam Howard always said he was a Cherokee Indian and he would dance and cut all kinds of money shines, and perform antic tricks and then he would laugh and say that was the Indian that is in me.

No 11. Did you ever hear of a Treaty the Government made with the Indians in 1835.? If so, state what you know about it.

No 11. answer. I have heard of the Treaty of 1835.
but dont know any thing about its contents.

No 12. Where were you and your parents living in 1882?

No 12 answer My father was doad in 1882 and my self and my mother and the rest of my brothers and sisters were living in Magoffin County Ky.

Skorn to by S_usan Risner 21 Oct 1908

VIRGINIA SERVICE OF SAMUEL HOARD S 30,491

Samuel Hoard was born 1762 in Buckingham County Virginia and while a resident of Buckingham County Va, enlisted 1778 and served as private in Capt Maye Carrington's company and was transferred to Captain - James Baytop's company, Col F₁eming's Va regiment, was at Valley F_orge and was discharged in March, 1779, having served one year. He enlisted January 1780, or 1781 and served three months as a private in Capt Jesse Sanders company in C_ol Dick's Va regiment and was in a skirmish near Dismal Swamp, when a musket ball passed through his hat. He enlisted early in September 1781, served about 3 months in Capt Silas Watkins' Va company and was at Yorktown when CORNWALLIS surrendered.

In 1781, the soldier moved from Buckingham Co Va to Greenbrier County Va and lived for seven years, then lived in BIG HOLSTEIN: HAWKINS COUNTY TENNESSEE, one year, moved to Powell's Valley, Russell County Va, and remained six or seven years, then moved to HARLAN COUNTY KENTUCKY.

HE was allowed pension on his application executed June 16, 1834, while a resident of Harlan Co Ky.. There are no data relative to his family in the papers in this claim.

He was drafted about March 1778, in Capt Maye Carrington's Company marched from Woodson's Ferry on the James River, in Buckingham Co Va to Valley F_orge where he joined Army under General Washington. Removed to Harlan C_o Ky in 1795 or 1796.

CLAIBORN DAVENPORT made affidavit in Washington County Va 1834 Nov 14, stating he is age 75 states he was well acquainted with Samuel Howard, who is now present and who now lives in Harlan County Ky, that said Samuel Howard was a soldier

-p 2. and served with deponent in the army during the Revolution war, Deponent and said Howard marched in the service commanded under the command of Lt Mays Carrington from Gillams Tavern and in Cumberland County Va, to Valley Forge. where they remained for three or four months during which time the said Howard was inoculated for small pox and deponent attended upon him.

Deponent and said Howard were at this time attached to the 7th Va regiment, which was in the brigade under command of General Woodford. Deponent and said Howard were separated shortly after the army left Valley Forge and again came together at the White Plains where they remained about two two months and afterwards were together at Middlebrook during the winter, where they remained until spring, when said Howard was discharged from service Having served out his term of twelve months. Signed 14 Nov 1834.

--- SAMUEL HOARD applied in Harlan Co Ky 17 October 1834 who signed his name Hoard, but in the body of the application he is called Samuel Howard, and states he signed it before a justice of the peace who was Samuel Howard Jr. Samuel Hoard or Howard was age 72 on this date, and states that he has for many years spelled his name HOARD but that he is called Howard by all persons in his neighborhood and he has no doubt that his name is written Howard on the rolls of the department.

In 1836 he made another declaration in Harlan Co Ky stating that when the Act of Congress passed Mar 18 1818 for payment of Revolutionary war soldieris he lived about 50 miles from the county seat in an obscure part of the county and in 1819 or 1820 the present county of Harlan was formed out of the county of Knox and he never knew that he was entitled

to a pension until the ~~paper-of-the-~~ passage of the Act June 7 1832. He states that sometime after the passage of the Act 18 March 1818 and before the passage of the Act June 7 1832

he spoke to Elisha Smith Attorney at Law upon the subject of his service who informed him that he did not come within the provision of the Act of Congress of 1818, and so soon as he was informed of the passage of the last act on the subject he employed John G Crump to draw his declaration and send it on to the War Department. He further states that he afterwards employed the Hon James Love or Low? to attend to his claim when a member of Congress, when his papers was returned for the want of proof, which is the reason that he did not apply sooner; then he heard of Claiborn Davenport who lived 100 miles from where he lived, who he was acquainted with in the army and belonged to the same company and procured his affida it,

VIRGINIA SERVICE PENSIONS OF.

BENJAMIN HOWARD R 5273

APPLIED IN HARLAN COUNTY KENTUCKY 1837. HE IS LISTED IN THE PRINTED 1835 PENSION LIST BOOK AS BEING IN HARDIN CO KY INSTEAD OF HARLAN CO KY THEREFORE, THERE IS TWO REVOLUTIONARY SOLDIERS BY NAME OF HOWARD WHO APPLIED FOR PENSIONS IN HARLAN COUNTY KY, ONE NAMED SAMUEL HOARD OR HOWARD AND THE OTHER BENJAMIN HOWARD, (READER PLEASE NOTE THAT THEY AT ONE TIME LIVED IN RUSSELL COUNTY VIRGINIA. BENJAMIN HOWARD IS LISTED IN THE 1840 U S CENSUS OF HARLAN COUNTY KY. HE APPLIED BEFORE HON. JOSEPH EVE, JUDGE OF THE 15TH JUDICIAL DISTRICT IN OPEN COURT, AGE BETWEEN 60 AND 61 A RESIDENT CITIZEN OF HARLAN CO KY UPON HIS OATH ACCORDING TO LAW, MADE AND SUBSCRIBED FOR PURPOSE OF OBTAINING THIS BENEFIT OF THE ACT OF CONGRESS OF JUNE 7 1832 FOR THE BENEFIT OF THE OFFICERS AND SOLDIERS IN THE REVOLUTIONARY WAR, SPIES AND ETC. THAT ON THE ____ DAY OF ____ YEAR FORGOTTEN IN RUSSELL COUNTY VA, HE ENLISTED AS A PRIVATE FOR NINE MONTHS UNDER CAPT HAWKINS, ANDREW COLVIN WAS LIEUTENANT OR ENSIGN WHICH HE DOES NOT REMEMBER IN THE REGIMENT UNDER COL ANDREW LEWIS, HIS MAJOR FORGOTTEN, THE REGIMENT WAS RAISED BY THE STATE OF VIRGINIA TO GUARD THE FRONTIERS OF SAID STATE AGAINST THE INDIANS AFTER HIS ENLISTMENT, HE WAS DETACHED AND UNDER COLVIN, AFORESAID TO CUMBERLAND GAP WHERE HE WAS STATIONED AT A BLOCK HOUSE TO GUARD THE ____ AFORESAID, THE INDIANS AND FRONTIERS, WHILE THERE THREE MEN WERE KILLED ON CANNON CREEK, HE UNDER COLVIN PURSUED THEM TO HICKORY GAP ON EMERYS RIVER BUT DID NOT OVERTAKEN THEM, THEY BURIED THE DEAD UNDER COMMAND OF COLVIN. NEAR THE CLOSE OF HIS TERM AFORESAID COLVIN MARCHED BACK TO RUSSELL COUNTY VA AND HIS TERM OF SERVICE AFORESAID, HAVING EXPIRED HE RECEIVED A WRITTEN DISCHARGE, WHICH HAS LONG SINCE BEEN LOST.

BENJAMIN HOWARD R 5273 CONTINUED, VA SERVICE

1638590

HE GOT HIS DISCHARGE FROM COL LEWIS AFORESAID, IN RUSSELL CO VA PREVIOUS TO THIS HE SERVED BY THE COMMAND OF THE OFFICERS OF RUSSELL CO VA IN ACTUAL SERVICE IN TWO FORTS OVER A YEAR. THE FORTS WERE BLACKAMONS AND PENELTON FORTS IN RUSSELL CO. VA. HE WAS IN SERVICE WHEN BLACKAMONS FORT WAS TAKEN. IN THIS SERVICE IN STANDING GUARD HE ENLISTED FOR NO PARTICULAR PERIOD, BUT THE SERVICE HE PERFORMED WAS COMMANDED BY THE HEAD OFFICERS, OF THE COUNTY AS HE UNDERSTOOD BY THE AUTHORITY OF THE STATE OF VA. HE WAS TO RECEIVE FROM THE STATE SO MUCH PER MONTH, A PART ONLY HE RECEIVED, HE SERVED UNDER DIVERS OFFICERS IN THE FORTS AND ON SCOUTING PARTIES. HAWKINS WAS COMMANDER MOSTLY UNTIL HIS REGISTRATION AS AFORESAID. FURTHER SERVICE HE NEVER RECEIVED ANY WRITTEN DISCHARGE. HE HAS STATED HIS AGE, HE STATES HIS NAME IS NOT ON THE PENSION ROLL OF ANY STATE, OR THE U S, THAT HE NEVER RECEIVED ANYTHING WHATSOEVER FOR HIS SERVICES UNDER THE ACT OF CONGRESS AFORESAID NOT FROM ANY STATE, AND HE HEREBY RELINQUISHES EVERY CLAIM WHATSOEVER TO A PENSION EXCEPT THE PRESENT. HIS NAME HE SUPPOSES CAN BE FOUND ON THE ROLL OF SAID REGIMENT, BUT HE REFERS TO THE EVIDENCE OF COLVIN AFORESAID. IN THE SAME COMPANY AND REGIMENT, HE HAD THREE OTHER BROTHERS, WHOSE NAMES WERE THOMAS HOWARD, JAMES AND JOHN HOWARD. SAID JAMES AND THOMAS LIVES IN FLOYD COUNTY KY, WHO DRAW PENSIONS FOR SAID SERVICE AS HE IS INFORMED, WHO ENLISTED AT THE SAME TIME AND FOR SAME TERM. THE REASON WHY HE HAS NOT APPLIED SOONER FOR A PENSION IS THAT HE HAS ALWAYS BEEN INFORMED THE ACT OF CONGRESS AFORESAID DID NOT APPLY TO HIS CASE, SIGNED BENJ HOWARD (HIS X MARK)

AFFIDAVITS MADE BY GEORGE BRITTAIN AND JOHN G CRUMP, CLERK OF THE HARLAN CIRCUIT COURT, THE FIRST MAN AGE 65, THE OTHER 38 STATE ON OATH IN OPEN COURT CERTIFY THAT THEY HAVE NO DOUBT THE SAID BENJ. HOWARD AFORESAID WHO IS A RESIDENT OF HARLAN COUNTY IS OF THE AGE HE STATES

BENJAMIN HOWARD R 5273 PENSION CONTINUED:

THAT FROM THEIR KNOWLEDGE OF HIS GENERAL GOOD CHARACTER THEY BELIEVE THE FACTS HE HAS STATED ARE TRUE. SIGNED 7-12- 1837

WHEREUPON IT IS CONSIDERED BY THE COURT THAT GENERAL GEORGE BRITTAIN AND JOHN G CRUMP ARE REPUTABLE PERSONS AND UTMOST CREDENCE GIVEN TO THEIR STATEMENTS WHEREON OATH. AND THAT IT IS CERTIFIED AS THE THE OPINION OF THIS COURT THAT THE DECLARATION OF THE SAID BENJAMIN HOWARD IS TRUE IN PART OF FACT.

SIGNED JOHN G. CRUMP, CLERK OF THE HARLAN CIRCUIT COURT.

AFFIDAVIT OF ANDREW COLVIN, A CITIZEN OF ROCKCASTLE COUNTY KY, AGE 70 ON THE 12 OF LAST MARCH. HE REMEMBERS THERE WAS A YOUNG MAN MAN UNDER HIS COMMAND BY NAME OF BENJAMIN HOWARD AND FROM THE CORRECT NARRATIVE GIVEN BY HIM AT GUMBERALD- CUMBERLAND GAP, HE THINKS HE MUST HAVE BEEN WITH HIM. HOWARD IS MISTAKEN IN THIS IN SAYING THAT LEWIS WAS A COLONEL. HE WAS ONLY A CAPTAIN COMMANDANT AND HAD THE SAME NAME OF OF ALL THE TROOPS IN THAT SECTION. IT IS A MISTAKE THAT HE WAS UNDER HAWKINS, BUT WAS UNDER CAPT LEWIS, HAWKINS WAS ON THE OR UNDER LEWIS, BUT AFTERWARDS MADE CAPTAIN. SIGNED ANDREW COLVIN ROCKCASTLE COUNTY KY, OCT 30 1836- 1837. (THERE IS A NOTE BY A CLERK PINNED TO THIS LAST STATEMENT, STATING "OMIT").

INDEX TO CHEROKEE HOWARD RECORDS

ALLEN, WM 3

LINDA 5-6 -2

KATIE 4

MARGARET 4

ALLEN 4

ARNWAGE, NANCY 1

ANNVAGE? 1

BALDING, WALLIE OR MALLIE 1

BARNETT, POLLY 1

WILSON 1

BRADLEY, ELIZABETH 3-4-

CARPENTER, ANNIE 5

JENNIE 5-2- -6

JOHN 5

SALLY 5-6--5-

NANCY 5 -2

HOWARD, ELIZA 6

FRANCIS 3

JULIA 6

AMANDA 7

GREEN 7

GORBEE 1

HALEY 2

JASPER 3

HOWARD, ANDREW 5-2-6-

ALEX 5 -8 -7

BENJAMIN -60 -6--2-5-

BETTY 3--4- 7-

BOB 5-

BRANCH 1

BRYAN 1

BUD 2

CAGE 8

CHARLES 1

CELIA 6

CALVIN 5-

CLAY 5

CELIA 1

CHARLEE 5

DANIEL 3-4-

DERILDA 5

HOWARD, EVA 5

ELLIOTT 6

ELIZABETH 1

FRANK 2-1

FRANCIS 4

GARDNER 5

GEORGE 1-2--5--2-

GEORGE D 1

GREEN 6 -7-

GREEN W4 3

GREEN WHITTEN 4

GREENVILLE 3-4-

HARRIS 5

HARRISON 2

HOWARD, ISAAC 5- 2-

IBBY 2

IRA 4-2--3

ISABELLA 2

→ JAMES 6--4--3--7- 8-

JACKSON 5

JASPER 4

JOHN M 1-2--6--4--5--7--3

JOSEPH 2

JUDA ---?

LIJA 5-

LAILE 4

LEE 1

LEWIS 4-3-

LOLA 7

LEANDER 1

LEAK 4

MARY 7 -8

MALLY 2 -1

MALLY SALTER 2-1 -5--6

MARGARET 2-4

MARTIN 4 -3-

MARTHA ALLEN 2

MARRE 28

MOLLY 6

MOLLIE 1

MORGAN 4-3-2-

MOSES 6

MINA OR MIRA 2

HOWARD, NANCY 7

NED 8- 7

NEELES 1

POLLY 7-8

PRESTON 3-4-

RANEY 7

REBECCA 4

RILEY 6--2- 5

ROBERT 2-4-2-1

ROSANNA 2-

ROSANNE 2,

RUEBEN 2

SADIE 1

SALLIE 2

SAM 7-8--9-

SUSAN 8-1-

SUSAN 7

SYLVESTER 1

SYLVANA 4

THOMAS 3-6--4-5--2

TRABUE 1

VINEY 2

VICTORIA 4

WILLIAM 3--1--4--5-6-2

WILSON 1

MARSHALL, ELIZABETH 5 -6

WALKER, MARY 8 -7

MANN, LINDA 2

WISEMAN, SUSANNA 3 -4

MORGAN, SALLY 6 -5-

MCDANIEL, NANCY 5

MANN, RHODA 5 -6 -2

ELIZA 5

MINERVA 7 OR 1

POLLY 1

EKUZA MAN.. OR MAINE 6

DELANY 5

MCGHEE, DALLES 2

MANERVA 2

MILLER, ANGELINE 5

NAPIER, BELL 1

OWENS, RUTH 3

REAMS, JANE 7

RISNER, JANE 8

JOHNSON 8

MAUDE 8

LEE 8

LESLIE 8

SUSAN 10-8-9-

SHEPHARD, ELIZABETH HOWARD 3

AND 4

STEPHENS, MARGARET 1 OR 7

SIMMES, POLLY ANN 6

SMITH, VINA 6

0278

